

Ernie Fletcher
Governor

Teresa J. Hill
Secretary



Environmental Quality Commission

14 Reilly Road
Frankfort, Kentucky 40601-1132
Phone (502) 564-3410 Fax (502) 564-5096
E-mail: EQC@ky.gov
www.eqc.ky.gov www.kentucky.gov

Scott R. Smith, Chair, *Lexington*
Gordon Garner, Vice-Chair, *Prospect*
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Rebecca Farris, *Lexington*
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21 May 2007

Teresa J. Hill, Secretary
Environmental and Public Protection Cabinet
Capital Plaza Tower
Frankfort, KY 40601

Secretary Hill:

The Environmental Quality Commission (EQC) held a quarterly meeting on 10 May 2007 in Hopkinsville. One of the agenda items was a discussion of a proposed revision for Superior Graphite Company's State Implementation Plan (SIP). Superior Graphite Company is located in Hopkinsville, Kentucky. This company petitioned the Kentucky Environmental and Public Protection Cabinet to adjust its opacity standard for its wet scrubber system on 26 March 2006 (overview attached). No comments/concerns were received by the Division of Air Quality during the public hearing of 30 April 2007.

Pursuant to KRS 224.01-100 through 224.04-115, the Environmental Quality Commission shall have the power, duty and authority to:

- Recommend adoption or rejection by a majority of its membership present and voting of any proposal by the Cabinet to adopt, modify or revoke any rule or regulation pertaining to the prevention, abatement and control of existing or threatened air or water pollution, disposal of waste, control of noise, or the use of air, land, or water resources, or strip mining and reclamation.
- The Commission shall tender, in writing, its recommendation of adoption or rejection. If the Cabinet adopts any matter upon the Commission's recommendation of rejection, the Secretary shall file with the Commission a statement of the reason therefore.

Therefore, on 10 May 2007:

the Environmental Quality Commission, after careful review of the petition by Superior Graphite Company and a briefing from the Division of Air Quality, voted unanimously to provide a letter of approval regarding the SIP revision. Please accept this correspondence as such.

Please contact me or Jo Hargis, Executive Director of the EQC, with questions/comments. Thank you for your consideration of this matter.

Sincerely,

A handwritten signature in dark ink, appearing to read "Scott R. Smith".

Signed, *Scott R. Smith*
Chair, Environmental Quality Commission

cc: John Lyons, Director, Division for Air Quality
Lloyd Cress, Deputy Secretary, Environmental and Public Protection Cabinet
Kate Shanks, Policy Advisor, Environmental and Public Protection Cabinet
Cheryl Taylor, Commissioner, Department for Environmental Protection
Jo Hargis, Executive Director, Environmental Quality Commission

